

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

5 DAVID OHMS,
6 Plaintiff,
7 v.
8 MICHAEL J. ASTRUE, Commissioner
9 of Social Security,
10 Defendant.)
) No. CV-10-0400-CI
)
) ORDER GRANTING PLAINTIFF'S
) MOTION FOR DISMISSAL WITHOUT
) PREJUDICE
)
)
)

11 BEFORE THE COURT is Plaintiff David Ohms' Motion for dismissal
12 filed June 9, 2011. (ECF No. 11.) Mr. Ohms filed a civil Complaint
13 against the Commissioner of Social Security on November 10, 2010. (ECF
14 No. 1.) Attorney Robert C. Milhem represents Mr. Ohms. Special
15 Assistant United States Attorney David J. Burdett represents the
16 Commissioner. The parties have consented to proceedings before a
17 magistrate judge. (ECF No. 3.) The Commissioner does not object to
18 dismissal. Accordingly, pursuant to FED R. CIV. P. 41(a)(2),

IT IS ORDERED:

20 1. The captioned matter is **DISMISSED WITHOUT PREJUDICE**.

21 2. The District Court Executive is directed to file this Order

22 and provide a copy to counsel for Plaintiff and Defendant. No

23 judgment shall be entered and the file shall be **CLOSED**.

21 DATED June 29, 2011.

S/ CYNTHIA IMBROGNO

UNITED STATES MAGISTRATE JUDGE

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